

1 JAMES R. HAWKINS, CA Bar. No. 192925  
James@jameshawkinsaplc.com  
2 GREGORY MAURO, CA Bar. No. 222239  
Greg@jameshawkinsaplc.com  
3 MICHAEL CALVO, CA Bar. No. 314986  
Michael@jameshawkinsaplc.com  
4 JEANNE SARMIENTO, CA Bar. No. 309660  
Jeanne@jameshawkinsaplc.com  
5 JAMES HAWKINS APLC  
9880 Research Drive, Suite 200  
6 Irvine, CA 92618  
Telephone: (949) 387-7200  
7 Facsimile: (949) 387-6676

8 Attorneys for Plaintiff, PAUL GREG ROBERDS

9 EVAN R. MOSES, CA Bar No. 198099  
evan.moses@ogletree.com  
10 MELIS ATALAY, CA Bar No. 301373  
melis.atalay@ogletree.com  
11 MATTHEW R. RICHARDSON, CA Bar No. 329252  
matthew.richardson@ogletree.com  
12 OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.  
13 400 South Hope Street, Suite 1200  
Los Angeles, CA 90071  
14 Telephone: 213-239-9800  
Facsimile: 213-239-9045

15 Attorneys for Defendants

16 THE VAIL CORPORATION WHICH WILL DO BUSINESS IN  
CALIFORNIA AS VAIL RESORTS MANAGEMENT COMPANY  
17 and HEAVENLY VALLEY

18 **UNITED STATES DISTRICT COURT**  
19 **EASTERN DISTRICT OF CALIFORNIA**

20 PAUL GREG ROBERDS, individually and on  
behalf of all others similarly situated,

21 Plaintiff,

22 v.

23 THE VAIL CORPORATION WHICH WILL  
DO BUSINESS IN CALIFORNIA AS VAIL  
RESORTS MANAGEMENT COMPANY, a  
Colorado Corporation; HEAVENLY  
VALLEY, LIMITED PARTNERSHIP, a  
24 Nevada Limited Partnership; and DOES 1-50,  
inclusive,

25 Defendants.

Case No. **2:21-cv-02251- WBS-SCR**

Related to Case Nos.:

2:21-cv-01260 WBS- SCR (Gibson)  
2:21-cv-00107 WBS SCR (Heggen)  
2:21-cv-01608 WBS- SCR (Hamilton)  
2:25-cv-01259-WBS-SCR (Sanchez)

**JOINT STATUS REPORT AND REQUEST  
TO CONTINUE STATUS CONFERENCE;  
ORDER**

Complaint Filed: September 8, 2021

Trial Date: None

District Judge: Hon. William B. Shubb  
Courtroom 5, Sacramento

Magistrate Judge: Hon. Sean C. Riordan  
Courtroom 27, Sacramento

1           **TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:**

2           Plaintiff PAUL GREG ROBERDS, individually and on behalf of all others similarly  
3 situated (“Plaintiff”) and defendants THE VAIL CORPORATION WHICH WILL DO BUSINESS  
4 IN CALIFORNIA AS VAIL RESORTS MANAGEMENT COMPANY and HEAVENLY  
5 VALLEY (“Defendants”) (collectively the “Parties”), hereby submit this joint status report  
6 regarding the status of the case and settlement approval process in this Action and four other  
7 related cases: *Gibson v. The Vail Corporation*, Case No. 2:21-cv-01260-WBS-DB (E.D. Cal.)  
8 (“Gibson”); *Hamilton v. Heavenly Valley, Limited Partnership*, SC20210148 (El Dorado County  
9 Superior Court) (“Hamilton II”); *Gibson v. The Vail Corporation*, 2:21-cv-01260-WBS-DB (E.D.  
10 Cal.) (“Gibson”); and *Heggen v. Heavenly Valley Limited Partnership*, 2:21-cv-00107-WBS-DB  
11 (“Heggen”).

12           WHEREAS, on November 19, 2021, Randy Dean Quint, John Linn, and Mark Molina  
13 (collectively “Colorado Plaintiffs”), plaintiffs in another class and collective action against  
14 Defendant venued in Colorado captioned *Quint v. Vail Resorts, Inc.*, No. 1:20-cv-03569-DDD-  
15 GPG filed a motion to intervene in *Hamilton II* for the purpose of filing a motion to dismiss the  
16 action, which the court denied;

17           WHEREAS, on December 28, 2021, the Parties executed a formal, long-form Settlement  
18 Agreement that fully and finally resolves all claims in the Action, pending court approval, as well  
19 as claims pled in related cases *Hamilton I*, *Gibson*, *Hamilton II*, and *Roberds* (“the Settlement”);

20           WHEREAS, on February 1, 2022, the El Dorado County Superior Court entered an Order  
21 in the *Hamilton II* action granting Plaintiffs’ Motion for Preliminary Approval of the Settlement;

22           WHEREAS, Colorado Plaintiffs filed an objection to the Settlement;

23           WHEREAS, after considering all final approval papers, all objections to the Settlement,  
24 oral argument from objectors at a hearing on June 17, 2022, and the arguments of counsel and  
25 other individuals at a final approval hearing on August 19, 2022, the El Dorado County Superior  
26 Court entered an Order in the *Hamilton II* action on August 19, 2022 granting Plaintiffs’ Motion  
27 for Final Approval of the Settlement (“Final Approval Order”) and entered judgment;

28           WHEREAS, Colorado Plaintiffs moved to vacate the *Hamilton II* judgment, which the

1 Court denied;

2 WHEREAS, Colorado Plaintiffs appealed both the order denying their motion to intervene  
3 and the order denying their motion to set aside and vacate judgment;

4 WHEREAS, on October 10, 2024, the Court of Appeal issued an unpublished opinion that  
5 reversed the trial court's orders in on non-parties' motions to: (a) intervene; and (b) to set aside and  
6 vacate the judgment in *Hamilton II*;

7 WHEREAS, Defendant's petition for review filed with the California Supreme Court which  
8 was not granted;

9 WHEREAS, remittitur issued on January 29, 2025;

10 WHEREAS, following a case management conference in *Hamilton II* on March 14, 2025,  
11 the trial court entered an order adopting the parties' stipulated briefing schedule for Colorado  
12 Plaintiffs' (now Intervenors') motion to dismiss, and set a hearing for June 6, 2025;

13 WHEREAS, due to a series of scheduling conflicts, the hearing on the Colorado Plaintiffs'  
14 Motion to Dismiss was continued to September 12, 2025;

15 WHEREAS, on September 12, 2025, the Superior Court denied the Colorado Plaintiffs'  
16 Motion to Dismiss;

17 WHEREAS, on November 18, 2025, the Colorado Plaintiffs moved to stay or dismiss  
18 *Hamilton II*, which is set to be heard by the Superior Court on January 30, 2026;

19 WHEREAS the Settlement provides that Plaintiffs will dismiss this action with prejudice  
20 within 28 days after the Final Approval Order becomes a final, non-appealable order;

21 NOW THEREFORE, the Parties hereby jointly request that this Court continue the January  
22 12, 2026 Status Conference to Monday, April 27, 2026, at 1:30 pm, or as soon thereafter as the  
23 Court's calendar permits to assess the impact of the pending motion.

24

25

26

27

28

1 DATED: December 29, 2025

2  
3  
4 JAMES HAWKINS APLC

5  
6 By: /s/ Gregory Mauro  
James R. Hawkins  
Gregory Mauro  
Michael Calvo  
Jeanne Sarmiento

7 Attorneys for Plaintiff  
8 PAUL GREG ROBERDS

9 DATED: December 29, 2025

10 OGLETREE, DEAKINS, NASH, SMOAK &  
11 STEWART, P.C.

12 By: /s/ Matthew R. Richardson  
13 Evan R. Moses  
14 Melis Atalay  
Matthew R. Richardson

15 Attorneys for Defendants  
16 THE VAIL CORPORATION WHICH WILL DO  
17 BUSINESS IN CALIFORNIA AS VAIL  
18 RESORTS MANAGEMENT COMPANY and  
19 HEAVENLY VALLEY, LIMITED  
20 PARTNERSHIP

21  
22  
23  
24  
25  
26  
27  
28

## ORDER

The Court having reviewed the foregoing stipulation, and GOOD CAUSE APPEARING  
THEREFORE, the Court orders as follows:

(1) The Parties shall file a Joint Status Report addressing the status of the Settlement and any additional information that the Court requires, by **April 20, 2026**.

(3) A Status Conference is set for May 4, 2026 at 1:30 p.m.

## **IT IS SO ORDERED.**

Dated: January 5, 2026

William H. Foster

**WILLIAM B. SHUBB**  
**UNITED STATES DISTRICT JUDGE**